

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Ronald K. SCHEULE et al.)
Serial No.: 09/890,712) Group Art Unit:
Filed: August 2, 2001) Examiner:
For: USE OF CATIONIC LIPIDS TO)
GENERATE ANTI-TUMOR)
IMMUNITY)

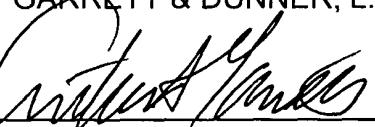
Assistant Commissioner for Patents
Washington, DC 20231
BOX: PCT

Sir:

**RESPONSE TO NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR
PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR
AMINO ACID SEQUENCE DISCLOSURES**

In RESPONSE TO NOTIFICATION TO COMPLY WITH
REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE
SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES dated
September 11, 2001, applicants hereby state that the Notification was issued
erroneously. This application does not contain Nucleotide Sequences and/or
Amino Acid Sequence Disclosures.

Respectfully submitted,
FINNEGAN, HENDERSON,
FARABOW,
GARRETT & DUNNER, L.L.P.

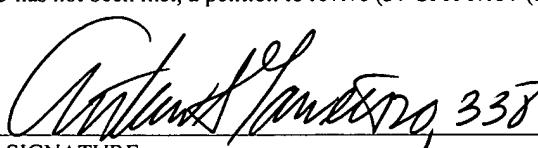
By: 
Ernest F. Chapman
Reg. No. 25,961

Dated: November 9, 2001

LAW OFFICES
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202-408-4000

Enclosures
EFC/FPD/peg

FORM PTO-1390 REV. 2/01T	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER 06969.0032
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (If known, see 37CFR1.5) 09/890,712
INTERNATIONAL APPLICATION NO. PCT/US00/02943		INTERNATIONAL FILING DATE February 4, 2000	
PRIORITY DATE CLAIMED February 5, 1999			
TITLE OF INVENTION USE OF CATIONIC LIPIDS TO GENERATE ANTI-TUMOR IMMUNITY			
APPLICANT(S) FOR DO/EO/US Ronald K. SCHEULE; Nelson S. YEW; Lee MIZZEN; Salam Abdul KADHIM			
Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1.	<input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C 371.		
2.	<input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.		
3.	<input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.		
4.	<input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).		
5.	<input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).		
	a.	<input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).	
	b.	<input type="checkbox"/> has been communicated by the International Bureau.	
	c.	<input type="checkbox"/> is not required, as the application was filed with the United States Receiving Office (RO/US).	
6.	<input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).		
	a.	<input type="checkbox"/> is attached hereto.	
	b.	<input type="checkbox"/> has been previously submitted under 35 U.S.C. 154 (d)(4).	
7.	<input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).		
	a.	<input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).	
	b.	<input type="checkbox"/> have been communicated by the International Bureau.	
	c.	<input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.	
	d.	<input type="checkbox"/> have not been made and will not be made.	
8.	<input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).		
9.	<input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).		
10.	<input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).		
Items 11 to 20 below concern document(s) or information included:			
11.	<input type="checkbox"/> Information Disclosure Statement under 37 CFR 1.97 and 1.98		
12.	<input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
13.	<input type="checkbox"/> A FIRST preliminary amendment.		
14.	<input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.		
15.	<input type="checkbox"/> A Substitute specification.		
16.	<input type="checkbox"/> A change of power of attorney and/or address letter.		
17.	<input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.		
18.	<input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154 (d)(4).		
19.	<input type="checkbox"/> A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).		
20.	<input checked="" type="checkbox"/> Other items or information:		
	a.	<input type="checkbox"/> Copy of cover page of International Publication No. WO	
	b.	<input checked="" type="checkbox"/> Copy of Notification of Missing Requirements.	
	c.	<input checked="" type="checkbox"/> Response to Notification to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures.	

U.S. APPLICATION NO. (If known, see 37CFR 1.5) 09/890,712		INTERNATIONAL APPLICATION NO. PCT/US00/02943		ATTORNEY'S DOCKET NUMBER 06969.0032
21. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY
BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):				
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO				\$1040.00
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO				\$890.00
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search fee (37 CFR 1.445(a)(2)) paid to USPTO				\$740.00
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)				\$710.00
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33 (1)-(4)				\$100.00
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)).				<input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 \$130.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	- 20 =		x \$18.00 \$	
Independent Claims	-3 =		x \$84.00 \$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$280.00 \$	
TOTAL OF THE ABOVE CALCULATIONS =				\$130.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.				\$
SUBTOTAL =				\$130.00
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)).				<input type="checkbox"/> 20 <input type="checkbox"/> 30 \$
TOTAL NATIONAL FEE =				130.00
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				\$ +
TOTAL FEES ENCLOSED =				\$130.00
11/13/2001 UEDUVIJE 00000033 09890712 01 FC:154 130.00 OP				Amount to be refunded: \$
				charged: \$
a. <input checked="" type="checkbox"/> A check in the amount of \$ 130.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.				
SEND ALL CORRESPONDENCE TO: Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 1300 I Street, N.W. Washington, D.C. 20005-3315				
 SIGNATURE Ernest F. Chapman, Reg. No. 25,961				
DATED: November 9, 2001 NAME/REGISTRATION NO.				